

CITY COUNCIL  
ATLANTA, GEORGIA

**A RESOLUTION  
BY PUBLIC SAFETY AND LEGAL  
ADMINISTRATION COMMITTEE**

**01- R-0005**

**A RESOLUTION AUTHORIZING THE CITY ATTORNEY TO UNDERTAKE SETTLEMENT OF ALL CLAIMS ARISING FROM THE CASE OF KENNETH HANCOCK V. DEWAYNE MARTIN AND THE CITY OF ATLANTA PENDING IN THE MAGISTRATE COURT OF FULTON COUNTY, CIVIL ACTION FILE NO. 00MS0-03643 FOR THE AMOUNT OF \$3,000.00; AUTHORIZING THE CHIEF FINANCIAL OFFICER TO DISBURSE THE SETTLEMENT AMOUNT; AND FOR OTHER PURPOSES.**

**WHEREAS**, Kenneth Hancock suffered personal injury, pain and suffering, damage to his automobile and other expenses as a result of a rear end collision with an automobile driven by Dewayne Martin, a City employee, and

**WHEREAS**, Mr. Hancock filed suit in the Magistrate Court of Fulton County against the City of Atlanta and Mr. Martin in Civil Action File No. 00MS0-03643, seeking over \$7,500.00 in damages arising from the May 27, 2000 collision; and

**WHEREAS**, during the course of litigation, the Judge commended this case to mediation at the Justice Center; and

**WHEREAS**, mediation did not change the amount of Plaintiff's demand for damages; and

**WHEREAS**, Mr. Hancock has offered to settle his claims against the City of Atlanta and Mr. Martin for the sum of \$3,000.00, including attorneys fees; and

**WHEREAS**, the City Attorney has undertaken an extensive review of the law and facts applicable to this case and has determined that the City's cost associated with litigation exceeds the proposed settlement amount; and

**WHEREAS**, based on the foregoing, the City Attorney recommends that the settlement offer of \$3,000.00 be accepted.

**NOW, THEREFORE, IT IS HEREBY RESOLVED BY THE COUNCIL OF THE CITY OF ATLANTA, GEORGIA** as follows:

**SECTION 1:** The City Attorney is hereby authorized to settle all claims arising from the case of Kenneth Hancock v. Dewayne Martin and the City of Atlanta, now pending in Magistrate Court of Fulton County, Civil Action File No. 00MS0-03643, for the sum of Three Thousand Dollars (\$3,000.00).

**SECTION 2:** The Chief Financial Officer is authorized to pay a total sum of \$3,000.00 to Kenneth Hancock and his attorney Chris Rampley from Account No. 1A101-529017-T31001.

A true copy,  
  
Municipal Clerk, CMC

ADOPTED by the Council  
RETURNED WITHOUT SIGNATURE OF THE MAYOR  
APPROVED as per City Charter Section 2-403

JAN 16, 2001

JAN 25, 2001

RCS# 2564  
1/16/01  
4:26 PM

Atlanta City Council

Regular Session

MULTIPLE                    Items 1-8; 2106; 2107; 0004; 0005; 0006  
                                 0053; 0054; 0082  
                                 ADOPT

YEAS:    13  
NAYS:    0  
ABSTENTIONS: 0  
NOT VOTING: 3  
EXCUSED: 0  
ABSENT    0

NV McCarty	NV Dorsey	Y Moore	Y Thomas
Y Starnes	Y Woolard	Y Martin	Y Emmons
Y Bond	Y Morris	Y Maddox	Y Alexander
Y Winslow	Y Muller	Y Boazman	NV Pitts

MULTIPLE

91 No. 0005 (Line)

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BY THE PUBLIC SAFETY AND LEGAL  
ADMINISTRATION COMMITTEE

A RESOLUTION AUTHORIZING THE CITY  
ATTORNEY TO UNDERTAKE SETTLEMENT OF  
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KENNETH HANCOCK V. DEWAYNE MARTIN  
AND THE CITY OF ATLANTA PENDING IN THE  
MAGISTRATE COURT OF FULTON COUNTY,  
CIVIL ACTION FILE NO. 00MS-03643 FOR THE  
AMOUNT OF \$3,000.00; AUTHORIZING THE  
CHIEF FINANCIAL OFFICER TO DISBURSE  
THE SETTLEMENT AMOUNT; AND FOR  
OTHER PURPOSES.

ADOPTED BY

DEPUTY CITY CLERK JAN 10 2001

COUNCIL

- ☐ CONSENT REFER
- ☐ REGULAR REPORT REFER
- ☐ ADVERTISE & REFER
- ☐ 1st ADOPT 2nd READ & REFER
- ☐ PERSONAL PAPER REFER

Date Referred

Referred To:

Date Referred

Referred To:

Date Referred

Referred To:

First Reading

Committee \_\_\_\_\_  
Date \_\_\_\_\_  
Chair C. T. Mark  
Referred to \_\_\_\_\_

Committee <u>P. S. &amp; L. A</u>	Committee
Date <u>1/16/01</u>	Date
Chair <u>C. T. Mark</u>	Chair
Action: (Fav, Adv, Hold (see rev. side))	Action: Fav, Adv, Hold (see rev. side)
Other:	Other:
Members <u>[Signature]</u>	Members
Refer To	Refer To

Committee	Committee
Date	Date
Chair	Chair
Action: Fav, Adv, Hold (see rev. side)	Action: Fav, Adv, Hold (see rev. side)
Other:	Other:
Members	Members
Refer To	Refer To

FINAL COUNCIL ACTION

☐ 2nd ☐ 1st & 2nd ☐ 3rd  
Readings  
☐ Consent ☐ V Vote ☒ RC Vote

CERTIFIED

CERTIFIED  
JAN 16 2001

CERTIFIED  
JAN 16 2001  
Ruth Douglas Johnson  
MUNICIPAL CLERK

MAYOR'S ACTION

APPROVED

JAN 24 2001

WITHOUT SIGNATURE  
BY OPERATION OF LAW